Forest Land- Gadchiroli

Diversion of 1.4579 ha. Forest Land under Forest (Conservation) Act, 1980 in favour of M/s Bharti Airtel Ltd., Pune for laying of underground Optical Fiber Cable along the Road in RoW of NH-930 and SH-363 from Gadchiroli to Sursundi Route in Gadchiroli and Dhanora Tehsil of Dist. Gadchiroli in the State of Maharashtra.

Government of Maharashtra
Revenue and Forest Department
Government Order No.: FLD-36A23/CR-121/F-10
Mantralaya, Mumbai-400 032
Date:- 19.05.2023

Reference:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur Letter No. Desk-17/Nodal/Gadchiroli/98/2023-24, Dated 11/04/2023.

Preamble:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur has submitted a proposal for diversion of 1.4579 ha. Forest land for laying of underground Optical Fiber Cable along the Road in RoW of NH-930 and SH-363 from Gadchiroli to Sursundi Route in Gadchiroli and Dhanora Tehsil of Dist. Gadchiroli in the State of Maharashtra.

Order:-

In exercise of powers under general approval given by MoEF&CC, Govt. of India vide Handbook of FCA Guidelines-2019, Chapter 4 (para-4.2), Government of Maharashtra is pleased to grant 'In-Principle' approval to the diversion of 1.4579 ha. Forest Land under section-2 of the Forest (Conservation) Act, 1980 for laying of underground Optical Fiber Cable along the Road in RoW of NH-930 and SH-363 from Gadchiroli to Sursundi Route in Gadchiroli and Dhanora Tehsil of Dist. Gadchiroli in the State of Maharashtra.

The details of Forest Land proposed for diversion are as under:-

Sr.No.	Name of Village	Forest Land						
		Comptt No	Survey No.	Length (m)	Width (m)	Area (Sq.m)	Area (Ha.)	Legal Status
1	Mendha	177 P	16/1	404.1	0.5	202.05	0.0202	PF
2	Block Forest	187	-	2247.4	0.5	1123.7	0.1124	RF
3	Block Forest	188	-	912.3	0.5	456.15	0.0456	RF
		189	-	1174.8	0.5	587.4	0.0587	RF
		405	-	334	0.5	167	0.0167	RF
		410	-	1434.3	0.5	717.15	0.0717	RF
4	Pitedongari	413P	23/1, 20/1	673.5	0.5	336.75	0.0337	PF
5	Chatgaon	407	141	1370.7	0.5	685.35	0.0685	RF

6	Pandharsara	395	99	1559.5	0.5	779.75	0.0780	RF
7	Girola	460	54/1, 53, 52	2312.3	0.5	1156.15	0.1156	RF
8	Paraswada	461	54/1,50/1	1072.5	0.5	536.25	0.0536	RF
9	Dudhmala	465	174, 231	705.9	0.5	352.95	0.0353	PF
10	Kakaryeli	466	21	426.6	0.5	213.3	0.0213	RF
11	Mendha	468	92	1200.3	0.5	600.15	0.0600	PF
		511	34	508.2	0.5	254.1	0.0254	PF
12	Mendhatola	512	200	400	0.5	200	0.0200	PF
13	Kanhartola	509	26	658.2	0.5	329.1	0.0329	PF
14	Dhanora	546	501	256.7	0.5	128.35	0.0128	PF
15	Bargaon	542	22, 20	672.9	0.5	336.45	0.0336	RF
16	Dhori	555	27, 20/1	2839.1	0.5	1419.6	0.1420	RF
17	Japtarai	573	96/1	2016	0.5	1008	0.1008	PF
18	Yerkad Mowad	577	126	701.1	0.5	350.55	0.0351	PF
19	Sindesur	580	42, 43	948.4	0.5	474.2	0.0474	PF
20	Kalameta Block Forest	630	-	1818.4	0.5	909.2	0.0909	RF
		629	-	237.9	0.5	118.95	0.0119	RF
21	Kawdikasa Block Forest	629	-	1043.4	0.5	521.7	0.0522	RF
22	Irupdhodari	628	26 (38), 35 (34)	1229.9	0.5	614.95	0.0615	PF
			Total	**29158.4**		**14579.2**	**1.4579**	

2. **<u>This 'In-principle' approval is issued subject to the following conditions:-</u>**

1) The legal status of the land shall remain unchanged.
2) Deputy Conservator of Forests has certified that proposed forest area is part of Tiger Corridor as per Tiger Conservation plan of Tadoba Andhari Tiger Reserve Chandrapur, therefore user agency shall obtain wildlife clearance and / or ensure compliance of mitigation measures if required and suggested by the PCCF (Wildlife).
3) User Agency shall submit the Record of Rights of proposed land at village-Mendhatola, (Survey. No. 200), village- Kanhartola, (Survey. No. 26), village-Bargaon, (Survey. No. 20 & 22), village- Dhori, (Survey. No. 27 & 20/1), village-Yerkad Mowad , (Survey. No. 126), village- Block Forest, (Comptt. No. 187, 188, 189, 405, 410), village- Kalameta (Block Forest) (Comptt. No. 629 & 630), village-Kawdikasa (Block Forest) (Comptt. No. 629), along with Stage-I compliance.
4) User Agency shall defray the cost of plantation (including ten years maintenance) of 100 trees shall be levied from the User Agency towards Compensatory Afforestation. As far as possible, a mixture of local indigenous species along with 10% RET species of Gadchiroli District shall be planted and monoculture of any species may be avoided. Details of land proposed for Plantation (Record of Rights & KML File), shall be submitted before Stage-II/Final approval.

5) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2.00 meters depth & 0.5 meter width with cable line under the OFC pipeline.

6) If User Agency has not submitted bank guarantee or paid security deposit with concern road authority (NHAI/MSRDC/PWD/ZP), the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of concerned Deputy Conservator of Forests, the cost for reclamation will be covered from the bank guarantee.

7) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running meter. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs.300/- per meter and Rs.750/- per meter respectively. An undertaking shall be obtained from the User Agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future.

8) For further maintenance of the project, the agency shall obtain permission from the concerned Deputy Conservator of Forests as and when required.

9) The forest land shall not be used for any purpose other than specified in the proposal.

10) No felling of trees shall be done during the implementation of project.

11) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.

12) The User Agency shall pay the cost of additional Net Present Value, if required in future.

13) No labour camp shall be established on the forest land.

14) After completion of the project, User Agency will reclaim the area under RoW suitably.

15) The Proposed work shall be carried out only during day time.

16) The User Agency after implementation of the project shall provide internet broadband connection of 100 Mbps speed to Gadchiroli, Chatgaon, South Dhanora and W. Murumgaon Range offices.

17) The layout plan of the proposal shall not be changed without prior approval of the State Government.

18) This sanction is subject to the final clearance by the Department of Information & Technology for the project and concerned PWD authorities for the project.

19) The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.

20) The User Agency shall obtain Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.

21) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied by the User Agency.

22) All the conditions stipulated by the Forest Department shall be binding on User Agency.

23) The User Agency shall make good of any loss to Forest / Environment.

24) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by User Agency.

25) Any breach of the conditions by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

3. This Government Order is available at the Government of Maharashtra's website www.maharashtra.gov.in with reference No. 202305191818006919. This Order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

GANESH TUKARAM JADHAO

Digitally signed by GANESH TUKARAM JADHAO
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Date: 2023.05.19 18:18:14 +05'30'

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

Copy to:-

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi
2. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
3. Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State, Nagpur.
4. Additional Principal Chief Conservator of Forests & Nodal Officer, M.S., Nagpur
5. Principal Chief Conservator of Forests & CEO (Maha-CAMPA), M.S., Nagpur
6. Additional Principal Chief Conservator of Forests (Conservation), M.S., Nagpur
7. Collector, Gadchiroli.
8. Chief Executive Officer, Zilha Parishad, Gadchiroli.
9. Chief Conservator of Forests (T), Gadchiroli.
10. Deputy Conservator of Forests, Gadchiroli.
11. M/s. Bharti Airtel Ltd., Pune.
12. Select File (F-10).